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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/758,480	01/11/2001	Joseph Wayne Forler	PU 010015	9339

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EXAMINER

HOSSAIN, FARZANA E

ART UNIT	PAPER NUMBER
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04/22/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JOSEPH WAYNE FORLER and
PATRICK JOHN KENNEDY DEIGHAN

Application 09/758,480

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on March 28, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

An Information Disclosure Statement (IDS) was filed December 4, 2006. It is not apparent from the record that the examiner considered the statement submitted or notified applicants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

An Order Returning Undocketed Appeal to Examiner was mailed on December 21, 2006 for the Information Disclosure Statement (IDS) filed December 4, 2006, but to date it has not been scanned into the IFW file. Appropriate correction is required.

Accordingly, it is

ORDERED that the application is being electronically returned to the Examiner for consideration of the Information Disclosure Statement filed December 4, 2006, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: _____
DALE M. SHAW
Chief Appeals Administrator
(571) 272-9797

DMS/gjh

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